IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

WP(C).No. 10892 of 2007(V)

CRIME NO.94/2007 OF VADAKKEKAD POLICE STATION

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PETITIONER:

SOMAN, S/O ADIMA, AGED 38 YEARS,
OOTTUVALAPPIL HOUSE, ANDATHODE P.O,
THRISSUR DISTRICT.

BY ADV. SRI.P.RAMACHANDRAN

RESPONDENTS:

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1. THE SUPERINTENDENT OF POLICE, THRISSUR.

2. THE CIRCLE INSPECTOR OF POLICE,
CHAVAKKAD, THRISSUR DISTRICT.

3. THE SUB INSPECTOR OF POLICE,
VADAKKEKAD, THRISSUR DISTRICT.

BY GOVERNMENT PLEADER SRI.GIKKU JACOB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WPC NO.10892/2007

PETITIONER'S EXHIBITS:

EXT.P1:- TRUE COPY OF THE F.I.R

[TRUE COPY]

R.BASANT, J.

W.P.C.No.10892 of 2007

Dated this the 28th day of May 2007

JUDGMENT

The grievance of the petitioner is that no proper action has been taken on his complaint about the missing of his wife and two minor children regarding which Crime No.94/07 of Vadakkekkad police station has been received. The learned Public Prosecutor on instructions submits that the allegedly missing persons have appeared before the Judicial First Class Magistrate Court-I, Kunnamkulam. Their statements were recorded and they were allowed to continue to remain free. In these circumstances, there is no worthwhile grievance surviving for the petitioner. The final report has also been filed on 18/03/2007 before the learned Magistrate reporting that further action has been dropped, submits the learned Public Prosecutor.

2. I do not, in these circumstances, find any merit in the grievance raised by the petitioner. Of course, the petitioner submits that he has not been given notice of the refer report either by the police or the learned Magistrate. I have no reason

to assume that law will not take its own course and the Magistrate would not issue notice of the filing of the refer report to the petitioner. Now having come to know of the filing of the refer report, the petitioner can also go to the learned Magistrate and pursue his remedies without waiting for the service of the copy of the refer report on him. I am satisfied, in these circumstances, that no further directions need be issued in this writ petition.

3. In the result, this writ petition is dismissed but with the above observations.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007